

## **REGULAR MONTHLY MEETING OF BERKELEY COUNTY COUNCIL**

**March 26, 2001**

The REGULAR MONTHLY MEETING OF BERKELEY COUNTY COUNCIL was held on Monday, March 26, 2001, at 7:08 p.m., in the Assembly Room, Berkeley County Office Building, 223 N. Live Oak Drive, Moncks Corner, South Carolina.

PRESENT: Mr. James H. Rozier, Jr., Supervisor-Chairman, Mr. Milton Farley, Councilmember District No. 1; Ms. Judith K. Spooner, Councilmember District No. 2; Mr. William E. Crosby, Councilmember District No. 3; Mr. Charles E. Davis, Councilmember District No. 4; Mr. Steve M. Vaughn, Councilmember District No. 5; Mrs. Judy C. Mims, Councilmember District No. 6; Mr. Caldwell Pinckney, Jr., Councilmember District No. 7; Mr. Henry L. Richardson, Councilmember District No. 8; and Mr. Mark Stokes, County Attorney.

The requirements of the Freedom of Information Act have been complied with by posting the time, date, place and copy of Agenda of this Regular Meeting of Berkeley County Council at the entrance of the Berkeley County Office Building, 223 N. Live Oak Drive, Moncks Corner, South Carolina, and a copy of such notice was mailed to all Councilmembers and the News media.

Chairman Rozier stated that if anyone present wanted to discuss items that are up for final reading they may come forward and place their name on the pad provided. Anyone present who wanted to discuss any other items could place their name on the pad provided and he would call them up at the end of the meeting.

Chairman Rozier called the meeting to order; Councilmember Spooner gave the invocation; and Councilmember Crosby led in the Pledge of Allegiance to the Flag of the United States of America.

Chairman Rozier asked Council's pleasure on the Approval of Minutes for Public Hearings, Bill Nos. 00-74 and 00-75; Public Hearing, LLEBG; and Regular Council Meeting, February 26, 2001.

Councilmember Vaughn moved for approval; seconded by Councilmember Spooner; and passed by voice vote of Council.

No one had signed up for Public Discussion.

Chairman Rozier stated next on the agenda was an Executive Session to discuss matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of industries or other businesses in the area served by the county; or discussions of negotiations incident to proposed contractual arrangements and proposed sale or purchase of property, the receipt of legal advice where the legal advice relates to a pending, threatened, or potential claim or other matters covered by the

attorney-client privilege settlement of legal claims, or the position of the County in other adversary situations involving the assertion against the County of a claim.

Councilmember Spooner moved to go into Executive Session for the reason stated; seconded by Councilmember Crosby.

Chairman Rozier stated he received a call at home from the news media and they indicated there were questions about Executive Sessions being secret meetings. He stated Executive Sessions are not secret meetings because they are announced in public; however it is a closed session. It is closed because only certain items can be discussed: 1) legal advice, having to do with a claim against the county or other adversarial matters, which certainly couldn't be discussed in the public at this point if it's an on-going legal concern; 2) Contractual matters, which deals with contracts and negotiating with two or three organizations that wouldn't be discussed publicly until one is ready for negotiation; and 3) Personnel matters could result in a lawsuit if it is discussed in public. He stated there are reasons for them to go into Executive Sessions; the Attorney is present in those sessions and holds them strictly to the code they are required to follow. Chairman Rozier stated he does not have secret meetings. Executive Sessions are meeting allowed by law for certain reasons.

Upon call for the vote, the motion to enter Executive Session passed by voice vote of Council.

Berkeley County Council went into Executive Session and 7:12 p.m. and returned at 7:55 p.m.

Mr. Stokes stated Berkeley County Council went into Executive Session to discuss matters as previously stated in the motion; no formal action was taken.

Chairman Rozier stated without objection, Trident Workforce Investment Board, Evelyn Delaine-Hart, Director, would make a presentation.

Ms. Hart stated that when she became director a couple of years ago she wanted to make sure she spoke to County Council on a regular basis to make them aware of what the Board was doing and how they were doing it. She introduced the Board Members present, Jean McQuary, Chuck Cain, Chairman of the Board, Donna Smith and Elinor Cohen. The Board is very new but it's growing and is very dynamic.

Ms. Hart stated the first section of the report addresses briefly what the purpose of the Board is and what some of the key workforce development issues are. There is a list of Berkeley County's membership and also, a schedule of their meetings. She stated she would also like to invite and encourage members of Council to attend the meetings. The meetings are very interesting and last about an hour to an hour and a half. The current existing committees and the functions with their chairmen are listed in the report. Also, a list of the officers is noted as well as the officers that would become effective July 1,

2001. Berkeley County currently has one vacant private sector seat, which is very critical to the operation and the function of the Board since the law requires that 51 percent of the membership be private sector. So, she would like for the Councilmembers to consider appointing a new member in the very near future. Ms. Hart pointed out the service providers; the Trident One-stop Career Center as well as the Berkeley One-stop Career Center. She stated the Berkeley Center is an outstanding facility and is working very well within the system and within the County.

Ms. Hart stated the last section is the strategic plan, which is a working progress. Since the death of the Job Training Partnership Act and the birth of the Workforce Investment Act, several things have changed. In the past the focus had always been on the economically disadvantaged; however, with the new Workforce Investment Act that has changed drastically. She stated their mission is to support the activities of workers, job seekers, as well as business and industry.

Ms. Hart stated she understands the condition that all of the counties are in with reduced funding. She stated that she is looking for ways to meet the demands of the county with the enactment of the Workforce Investment Act. They had been reduced in funding and in staff. So, she would like for Berkeley County to consider providing some funding to the efforts of the Workforce Investment System over the coming year. She stated she had made a similar presentation in Dorchester and Charleston Counties to do the same things. They are requesting that Berkeley County consider a gift of \$50,000 over the coming year. Based on her conversation with Chairman Rozier as well as others in the County, she realizes that this is a difficult feat. Ms. Hart stated she wanted to make her request and ask for Council's earnest consideration of whatever they could provide them. She stated her primary goal for this request is so that she could restart the "Change a Life Hire a Kid Campaign" that she had to drop last fall. So, they are trying to garner the funds necessary to provide oversight for that program.

Chairman Rozier indicated to the Board members that they do an excellent job and have meant a lot to the people of this community in assisting with jobs and getting them the training they needed and it was appreciated.

Chairman Rozier there were five Bills for Third Reading and he read those as follows:

### **THIRD READINGS:**

**"BILL NO. 00-73, AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A LEASE AGREEMENT BETWEEN BERKELEY COUNTY, SOUTH CAROLINA, AS LESSOR, AND PROJECT MVP AND ITS ASSIGNEES AND TRANSFEREES, AS LESSEE; AND OTHER MATTERS RELATING THERETO INCLUDING, WITHOUT LIMITATION, PAYMENT OF A FEE IN LIEU OF TAXES."**

Councilmember Crosby moved for approval; seconded by Councilmember Spooner; and passed by voice vote of Council. (*A copy of Ordinance No. 01-3-5 is attached to these Minutes.*)

**“BILL NO. 00-76, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARDS TO A RECLASSIFICATION OF APPROVED USES FOR TMS #031-00-01-062.”** (*Robert L. Small*)

Councilmember Pinckney moved for approval; seconded by Councilmember Spooner; and passed by voice vote of Council. (*A copy of 01-3-6 is attached to these Minutes.*)

**“BILL NO. 00-77, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARDS TO A RECLASSIFICATION OF APPROVED USES FOR TMS #256-00-00-051.”** (*Rutha Lee Kinloch*)

Councilmember Richardson moved for approval; seconded by Councilmember Spooner; and passed by voice vote of Council. (*A copy of Ordinance No. 01-3-7 is attached to these Minutes.*)

**“BILL NO. 00-79, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARDS TO A RECLASSIFICATION OF APPROVED USES FOR TMS #S 243-01-01-002 THRU 060; AND 243-01-01-062 AND 063.”** (*Steve Vaughn*)

Councilmember Spooner moved for approval; seconded by Councilmember Vaughn; and passed by voice vote of Council. (*A copy of Ordinance No. 01-3-8 is attached to these Minutes.*)

**“BILL NO. 00-81, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARDS TO A RECLASSIFICATION OF APPROVED USES FOR TMS # 181-00-01-024.”** (*Beatrice Singleton*)

Councilmember Mims moved for approval; seconded by Councilmember Spooner; and passed by voice vote of Council. (*A copy of Ordinance No. 01-3-9 is attached to these Minutes.*)

Chairman Rozier stated there were three Bills for Second Reading.

Councilmember Mims moved that all of Bills for Second Reading be read into the record by Bill numbers only; seconded by Councilmember Vaughn; and passed by voice vote of Council.

**SECOND READINGS:**

**“BILL NO. 01-1,** AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARDS TO A RECLASSIFICATION OF APPROVED USES FOR TMS #232-00-02-041.” (*Barry Whalen*)

**“BILL NO. 01-2,** AN ORDINANCE RELATING TO CONVICTIONS FOR THE OFFENSE OF TRANSACTIONS IN DRUG RELATED OBJECTS.”

**“BILL NO. 01-3,** AN ORDINANCE TO AMEND ORDINANCE NO. 00-6-38, ADOPTED JUNE 26, 2000, TO PROVIDE FOR SUPPLEMENTAL APPROPRIATIONS AND ALLOCATIONS THEREOF WITHIN THE 2000-2001 BUDGET FOR BERKELEY COUNTY, AND OTHER MATTERS RELATING THERETO.”

Councilmember Spooner moved to approve all of the Bills for Second Reading; seconded by Councilmember Pinckney; and passed by voice vote of Council.

Chairman Rozier read the Bills for First Reading by title only and explained that on Bills for First Reading there is no discussion or vote; they would simply be sent to the proper Committee for discussion.

**FIRST READINGS:**

**“BILL NO. 01-4,** AN ORDINANCE AUTHORIZING AN EQUIPMENT LEASE-PURCHASE AGREEMENT IN THE AMOUNT OF NOT EXCEEDING \$386,851.99 BETWEEN BERKELEY COUNTY, SOUTH CAROLINA AND BRANCH BANKING AND TRUST COMPANY TO DEFRAY THE COST OF ACQUIRING CERTAIN EQUIPMENT AND OTHER MATTERS RELATING THERETO.”

**“BILL NO. 01-5,** AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARDS TO A RECLASSIFICATION OF APPROVED USES FOR TMS #242-00-01-009.” (*Phillip C. Obie*)

**“BILL NO. 01-6,** AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARDS TO A RECLASSIFICATION OF APPROVED USES FOR TMS #123-00-03-074.” (*Michael D. Weeks*)

**“BILL NO. 01-7,** AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF TRANSFER OF AUTHORITY FOR CONDUCTING MUNICIPAL ELECTIONS IN THE TOWN OF MONCK'S CORNER TO THE BERKELEY COUNTY VOTER

REGISTRATION AND ELECTION COMMISSION; TO DEFINE THE POWERS, DUTIES AND RESPONSIBILITIES ASSUMED BY THE BERKELEY COUNTY VOTER REGISTRATION AND ELECTIONS COMMISSION FOR THE CONDUCT OF MUNICIPAL ELECTIONS IN THE TOWN OF MONCK'S CORNER; TO PROVIDE FOR REIMBURSEMENT OF ALL COSTS AND EXPENSES INCURRED BY THE BERKLEY COUNTY VOTER REGISTRATION AND ELECTION COMMISSION IN THE CONDUCT OF SUCH MUNICIPAL ELECTIONS; AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO."

Chairman Rozier read the three Resolutions as follows:

**RESOLUTIONS:**

**"RESOLUTION PROVIDING FOR THE TRANSFER OF FUNDS IN THE 2000-2001 BERKELEY COUNTY BUDGET FOR COUNTY PURPOSES OTHER THAN AS SPECIFIED IN SAID BUDGET."**

Councilmember Vaughn moved for approval; seconded by Councilmember Pinckney; and passed by voice vote of Council. (*A copy of Resolution No. R 01-15 is attached to these Minutes.*)

**"RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF A MILLAGE RATE AGREEMENT BY AND BETWEEN BERKELEY COUNTY, SOUTH CAROLINA, AND MVP GROUP INTERNATIONAL, INC. RELATING TO A PROJECT INVOLVING NOT LESS THAN FIVE MILLION DOLLARS (\$5,000,000) INVESTMENT."**

Councilmember Crosby moved for approval; seconded by Councilmember Spooner; and passed by voice vote of Council. (*A copy of Resolution No. R 01-16 is attached to these Minutes.*)

**REPORTS FROM STANDING COMMITTEES:**

**COMMITTEE ON FINANCE**, Councilmember Steve M. Vaughn, Chairman.

Councilmember Vaughn stated the Committee met on March 19 and all matters were previously taken care of with the exception of the Veterans Affairs, Salary upgrade in the amount of \$3,000. The Committee approved and he so moved; seconded by Councilmember Spooner; and passed by voice vote of Council.

There was no report from the **COMMITTEE ON LAND USE**, Councilmember Charles E. Davis, Chairman.

**COMMITTEE ON PUBLIC WORKS AND PURCHASING**, Councilmember William E. Crosby, Chairman.

Councilmember Crosby stated the Committee met on March 19 and earlier this evening. The first item was a request from the GIS Department to upgrade an Analyst I from Grade 26 to Grade 28; no additional funds would be required. He stated the Committee recommended approval and he so moved; seconded by Councilmember Spooner; and passed by voice vote of Council.

Councilmember Crosby stated the next item was a recommendation that the contract for the Magistrate's Court Management System be awarded to Professional Computer Software Services Inc., in the amount of \$81,000. The Committee recommended approval and he so moved; seconded by Councilmember Davis; and passed by voice vote of Council.

Councilmember Crosby continued that there was a recommendation from Public Works that the contract for completion of the Engineering and Records Management Buildings be awarded to Stenstrom Associates, Inc., in the amount of \$235,474.83; no additional funds would be required. The Committee recommended approval and he so moved; seconded by Councilmember Mims; and passed by voice vote of Council.

Councilmember Crosby stated there was also a recommendation from the Procurement Department that the contract for the Animal Shelter Services be awarded to Berkeley County SPCA. The Committee recommended approval and he so moved; seconded by Councilmember Spooner; and passed by voice vote of Council.

Councilmember Crosby stated there was a Sole Source Purchase request for a Canon 3020 Scanner 40 PPM/Duplex from the Clerk of Court. The Committee recommended approval and he so moved; seconded by Councilmember Davis; and passed by voice vote of Council.

Councilmember Crosby stated there was a recommendation from Berkeley County Water and Sanitation that the contract for the Berkeley County Residential Franchise Area be awarded to Suburban Disposal Service, Bid Alternate #2, in the amount of \$23.40 per quarter. The Committee approved and he so moved; seconded by Councilmember Spooner; and passed by voice vote of Council.

Councilmember Crosby stated there was also a recommendation from BCW&SA that the contract for the Solid Waste Closure Project be awarded to Cooper River Construction in the amount of \$526,825.00. The Committee approved and he so moved; seconded by Councilmember Mims; and passed by voice vote of Council.

Councilmember Crosby stated there was a recommendation that the Live Oak Trees from Oakley Plantation be donated to the South Carolina Maritime Heritage Foundation to be used in the building of a tall ship representing South Carolina. The Committee approved and he so moved; seconded by Councilmember Mims; and passed by voice vote of Council.

**COMMITTEE ON JUSTICE AND PUBLIC SAFETY**, Councilmember Milton Farley, Chairman.

Councilmember Farley stated the Committee met on March 12 and one item before them was a request from the Sheriff's Department for Personnel upgrades. No additional funds would be required. The Committee approved and he so moved; seconded by Councilmember Pinckney; and passed by voice vote of Council.

**COMMITTEE ON WATER AND SANITATION**, Councilmember Henry L. Richardson, Jr., Chairman.

Councilmember Richardson stated the Committee met on March 12 and one item before them was the St. Stephen Service Area Agreement. The Committee approved and he so moved; seconded by Councilmember Mims; and passed by voice vote of Council.

Councilmember Richardson stated the next item was the SCE&G Agreement Amendment No. 2. The Committee recommended approval and he so moved; seconded by Councilmember Crosby; and passed by voice vote of Council.

**COMMITTEE ON PLANNING AND DEVELOPMENT**, Councilmember Judith K. Spooner, Chairman.

Councilmember Spooner stated the Committee met on March 19 and one of the items they discussed was the Business License Ordinance. She stated word has gotten back to her that Dan Davis accused Council of being very sneaky in trying to put this item back on the agenda. No member of Council had anything to do with this except her; she asked to have it put back on the agenda without other members of Council knowing that she was going to do it. Councilmember Spooner stated she felt they needed to discuss it before letting it die. The second thing that happened was the copy that was sent out was the original draft; not the one they had worked on and made all of the changes on February 21; so, she would like to apologize and takes responsibility for that. In view of the County's financial situation they really need to look strongly at this. It's going to be a tough budget this year and a lot of things play into that but this still could be an ordinance that would accomplish what's needed, which is to collect some taxes that are due to Berkeley County. She stated she didn't think anyone would say that they are making a mistake by trying to collect taxes that are due. Certain people pay, some don't; and it should be that everybody pays taxes. If it's a good tax and the General Assembly has passed this law saying we collect this as business personal property, then everyone that owes should pay. If it's a bad law then it needs to be changed; the General Assembly has to do that, we cannot change the law. All we can do is collect the taxes we have been told that are owed to us; and the Business License was to do that. Councilmember Spooner stated she was sorry for all of the confusion. The feeling was that they were going back to the original; that was not the intent. She stated Councilmember Vaughn had previously made a motion to kill this Bill and bury it, but she would ask members of



Council to allow this Bill to be kept in Committee. If there are problems the people could come to them if the revised copy does not take care of those so they may be able to move forward. She stated that in a previous meeting four people voted in favor, three voted against and she could not vote; so, there was no chance of a tie.

Councilmember Vaughn made a motion to kill the Bill; seconded by Councilmember Mims.

Chairman Rozier stated there is a million and a half dollars out there they can't collect. If they think that it's a good idea to leave the million and a half dollars uncollected, then kill the Bill. If they think it's a good idea to collect the million and a half dollars that is already due to this County, rather than raising taxes on the citizens they might want to reconsider.

Councilmember Vaughn stated he had been on Council for 10 years and this is not the first time they have looked at this, and they have called it all kinds of reasons to pass it. He stated he has a hard time believing that once this is passed that they can create a department with a fee from zero to \$250,000---they were only going to charge \$25; now it's going to be \$10. How are they going to create a department with \$10 from these people under the new ordinance?

Chairman Rozier stated he has no intention of creating a department. The only people that would be called on are the folks that won't pay their Business Personal Property Taxes. He stated we have written off 12 million dollars since 1991; there is a million and a half out there that would be written off again. We are saying to the other taxpayers of this County that it's a good idea to raise your taxes at some point if we have to have additional revenues, and he thinks it's a bad deal. Councilmember Vaughn stated we have preached that for 10 years and still hadn't had to raise taxes for 8 of those years. Now, all of a sudden we have a tough year and we are going to try to collect those taxes. He stated this is no different than the user fee for the landfill. Councilmember Spooner stated she doesn't remember them discussing Business Licenses before. Councilmember Vaughn stated this was discussed at Wampee. Councilmember Spooner asked what have they done as far as putting one in place? Councilmember Vaughn stated that for years they weren't even close to having the votes to pass a Business License; now, it looks like we may so it was brought up again. He stated that if this is passed, within two years they would be back doing a study putting it in line with other counties and it would be a revenue source. It would be no different than the City of Goose Creek's, Charleston, etc. If they are going to do it he would suggest they kill it as it stands, bring it back to the Planning Committee, and bring a realistic fee they would charge, not just a fee they say they are going to charge; and eventually it's going to be a phenomenal amount of money.

Upon call for the vote to kill the Business License Bill a Roll Call vote was necessary. The Roll Call was as follows:

Councilmember Farley

"Nay"

Councilmember Spooner	"Nay"
Councilmember Crosby	"Nay"
Councilmember Davis	"Yes"
Councilmember Vaughn	"Yes"
Councilmember Mims	"Yes"
Councilmember Pinckney	"Yes"
Councilmember Richardson	"Yes"

The Motion to *kill* the Business License Bill passed by majority vote of Council.

**COMMITTEE ON HUMAN SERVICES**, Councilmember Judy C. Mims, Chairman.

Councilmember Mims stated the Committee met on March 12 and one item before them was in regard to the FAA Grant for the Berkeley County Airport. The Committee recommended approval and she so moved; seconded by Councilmember Crosby; and passed by voice vote of Council.

There was no report from the **COMMITTEE ON HUMAN SERVICES**, Councilmember Caldwell Pinckney, Chairman.

There were no **NOMINATIONS FOR MEMBERSHIP ON BOARDS, COMMISSIONS, ETC.**

There were no **CORRESPONDENCES.**

#### **UNFINISHED BUSINESS**

Councilmember Spooner moved to grant a letter of support to the Beacon-Pointe Apartments; seconded by Councilmember Pinckney; and passed by voice vote of Council.

There was no **NEW BUSINESS.**

Chairman Rozier announced that the next Regular Council Meeting of Berkeley County Council would be held on Monday, April 23, 2001 at 7:00 p.m.

Councilmember Vaughn moved to adjourn; seconded by Councilmember Crosby; and passed by voice vote of Council.

The Regular Council Meeting adjourned at 8:22 p.m.

S/Barbara B. Austin  
Clerk to County Council

April 23, 2001  
Date Approved

The **REGULAR MONTHLY MEETING OF BERKELEY COUNTY COUNCIL** to be held on **Monday March 26, 2001**, is scheduled to begin at **7:00 P.M.**, in the Assembly Room, Berkeley County Office Building, 223 North Live Oak Drive, Moncks Corner, South Carolina.

**CALL TO ORDER**

**INVOCATION**

**PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA**

**APPROVAL OF MINUTES:**

Public Hearings: Bills Numbered 00-74, 00-75	February 26, 2001
Public Hearing: LLEBG	February 26, 2001
Regular Council Meeting	February 26, 2001

**PUBLIC DISCUSSION** - Request to be heard must be made prior to Call to Order and comments must be limited to Agenda items being considered for final action.

**EXECUTIVE SESSION** to discuss matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of industries or other businesses in the area served by the county; or discussions of negotiations incident to proposed contractual arrangements and proposed sale or purchase of property, the receipt of legal advice where the legal advice relates to a pending, threatened, or potential claim or other matters covered by the attorney-client privilege, settlement of legal claims, or the position of the County in other adversary situations involving the assertion against the County of a claim.

**THIRD READING:**

**1. Bill No. 00-73, Ordinance** authorizing the execution and delivery of a lease agreement between Berkeley County, South Carolina, as lessor, and project **WICK** and its assignees and transferees, as lessee; and other matters relating thereto including, without limitation, payment of a fee in lieu of taxes.

[Recommended by Committee on Finance]

**2. Bill No. 00-76, An Ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: Robert L. Small, 4082 Highway 45, Cross, TMS #031-00-01-062 (0.7 acres), **from F-1, Flexible District, to CN, Neighborhood Commercial District..** Council District No. 7.

[Recommended by Committee on Land Use]

3. **Bill No. 00-77, An Ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: Rutha Lee Kinloch for Robert & Carrie Kinloch, 1015 Brokinrich Road, Huger, TMS #256-00-00-051 (.92 acres), **from R-2, Mobile Home Residential District, to CN, Neighborhood Commercial District.** Council District No. 8.

[Recommended by Committee on Land Use]

4. **Bill No. 00-79, An Ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: Steve Vaughn, County Councilman District No. 5, Caromi Village Subdivision TMS #243-01-01-002 thru 060, 243-01-01-062 and 063 (61 lots total), **from R-2, Mobile Home Residential District, to R-1MM, Manufactured Multi-Unit Residential District.** Council District No. 5.

[Recommended by Committee on Land Use]

5. **Bill No. 00-81, An Ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: Beatrice Singleton, 1951 Highway 52, Moncks Corner, TMS #181-00-01-024 (11.3 acres), **from HI, Heavy Industrial District, to FI, Flexible District.** Council District No. 8.

[Recommended by Committee on Land Use]

#### **SECOND READING:**

1. **Bill No. 01-1, An Ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: Barry Whalen for Highway 78 Associates LLC, Finucan Road TMS #232-00-02-041 (72.2 acre portion, 91.78 acres total), **from HI, Heavy Industrial District, to R-5, Multi-Family Residential District.** Council District No. 4.

[Recommended by Committee on Land Use]

2. **Bill No. 01-2, An Ordinance** relating to Convictions for the offense of transactions in drug related objects.

[Recommended by Committee on Justice and Public Safety]

3. **Bill No. 01-3, An Ordinance** to amend Ordinance No. 00-6-38, adopted June 26, 2000, to provide for supplemental appropriations and allocations thereof within the 2000-2001 budget for Berkeley County, and other matters relating thereto.

[Recommended by Committee on Finance]

#### **FIRST READING:**

1. **Bill No. 01-4, Ordinance** authorizing an equipment lease-purchase agreement in the amount of not exceeding \$386,851.99 between Berkeley County, South Carolina and

Branch Banking and Trust Company to defray the cost of acquiring certain equipment and other matters relating thereto.

[Recommended by Committee on Water & Sanitation]

2. **Bill No. 01-5, An Ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Phillip C. Obie**, Treeland Drive, Ladson TMS #242-00-01-009 (1.5 acres), **from OI, Office and Institutional District, to CG, General Commercial District**. Council District No. 5.

[Recommended by Committee on Land Use]

3. **Bill No. 01-6, An Ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Michael D. Weeks**, 1242 North Highway 52, Moncks Corner, TMS# 123-00-03-074 (1 acre portion, 11.1 acres total), **from F-1, Flexible District, to CG, General Commercial District**. Council District No. 8

[Recommended by Committee on Land Use]

4. **Bill No. 01-7, An Ordinance** authorizing the acceptance of the transfer of authority for conducting municipal elections in the **Town of Moncks Corner** to the Berkeley County Voter Registration and Election Commission; to define the powers, duties and responsibilities assumed by the Berkeley County Voter Registration and Election Commission for the conduct of Municipal Elections in the Town of Moncks Corner; to provide for reimbursement of all costs and expenses incurred by the Berkeley County Voter Registration and Election Commission in the conduct of such municipal elections; and to provide for other matters relating thereto.

[Recommended by Committee on Finance]

#### **RESOLUTIONS:**

1. **RESOLUTION** providing for the **Transfer of Funds** in the 2000-2001 Berkeley County Budget for County Purposes other than as specified in said Budget.

[Recommended by Committee on Finance]

2. **RESOLUTION** authorizing the execution and delivery of a millage rate agreement by and between Berkeley County, South Carolina, and **MVP Group International, Inc.** relating to a project involving not less than Five Million Dollars (\$5,000,000) investment.

[Recommended by Committee on Finance]

3. **RESOLUTION** to accept **Berkeley County SPCA** proposal to operate the Berkeley County Animal Shelter and to designate an additional premise for care.

[Recommended by Committee on Public Works and Purchasing]

#### **REPORTS FROM STANDING COMMITTEES:**

1. **Committee on Finance.**  
**Councilmember Steve M. Vaughn, Chairman.**
  - a. **Veterans Affairs:** Salary upgrade.
2. **Committee on Land Use.**  
**Councilmember Charles E. Davis, Chairman.**
3. **Committee on Public Works and Purchasing.**  
**Councilmember William E. Crosby, Chairman.**

Recommendations:

  - a. **GIS** – Approval of personnel upgrade.
  - b. **Magistrate’s Court:** Approval of computer system.
  - c. **Public Works:** Approval of contract for completion of Engineering and Records Management Buildings.
  - d. **Procurement:** Approval of Animal Shelter services.
  - e. **Clerk of Court:** Approval of sole source purchase.
  - f. **Berkeley County Water & Sanitation:**
    1. Berkeley County Residential Franchise Area.
    2. Solid waste closure project.
    3. Donation of live oak tree.
    4. Sangaree Special Tax District Franchise.
4. **Committee on Justice and Public Safety.**  
**Councilmember Milton Farley, Chairman.**
  - a. **Sheriff’s Department:** Approval of personnel upgrades.
5. **Committee on Water and Sanitation.**  
**Councilmember Henry L. Richardson, Jr., Chairman.**
  - a. **Berkeley County Water & Sanitation Authority:**
    1. St. Stephen service area agreement.
    2. SCE&G Agreement Amendment No. 2.
6. **Committee on Planning and Development.**  
**Councilmember Judith K. Spooner, Chairman.**
  - a. Recommendation to deny **Bill No. 00-8**, An **Ordinance** to provide the means to monitor and identify the growth of businesses in the unincorporated area of Berkeley County, so as to plan for the necessary services that are needed for that growth.
7. **Committee on Community Services.**  
**Councilmember Judy C. Mims, Chairman.**
  - a. **Berkeley County Airport:** Approval of FAA Grant.
8. **Committee on Human Services.**  
**Councilmember Caldwell Pinckney, Jr., Chairman.**

**NOMINATIONS FOR MEMBERSHIP ON BOARDS, COMMISSIONS, ETC.**

1. BERKELEY COUNTY AERONAUTICS COMMISSIONS
2. CONSTRUCTION BOARD OF ADJUSTMENT AND APPEALS
3. ADVISORY RURAL FIRE CONTROL BOARD
4. BERKELEY COUNTY SPECIAL FIRE TAX DISTRICT
5. HOUSING BOARD OF ADJUSTMENTS AND APPEALS
6. BERKELEY COUNTY MENTAL HEALTH BOARD
7. SPIERS LANDING COMMISSION
8. BERKELEY COUNTY WATER AND SANITATION APPEALS BOARD
9. DEVON FOREST SPECIAL TAX ADVISORY COMMISSION
10. SANTEE COOPER COUNTIES PROMOTION COMMISSION
11. BERKELEY COUNTY BOARD OF ZONING APPEALS

**CORRESPONDENCE**

**UNFINISHED BUSINESS**

**NEW BUSINESS**

**ANNOUNCEMENTS**

The **April 2001, Regular Meeting of Berkeley County Council** will be held on **Monday April 23, 2001**, in the Assembly Room, Berkeley County Office Building, 223 N. Live Oak Drive, Moncks Corner, S. C., at **7:00 P.M.**

**ADJOURNMENT**

**EXECUTION OF DOCUMENTS BY COUNCIL**

**PUBLIC DISCUSSION**

March 21, 2001  
S/Barbara B. Austin  
Clerk to County Council